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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

In re RIPPLE LABS INC. LITIGATION,

Case No. 18-cv-06753-PJH

**This Document Relates To:
ALL ACTIONS**

**DECLARATION OF NICHOLAS N.
SPEAR IN SUPPORT OF
STIPULATION AND [PROPOSED]
ORDER TO EXTEND TIME OF
MOTION FOR RELIEF FOR
CHRISTIAN LARSEN
[PURSUANT TO L.R. 6-2(a)]**

1 I, Nicholas N. Spear, hereby declare as follows:

2 1. I am a member in good standing of the bar of the State of California, an associate
 3 with the law firm of Susman Godfrey L.L.P., and counsel of record for Lead Plaintiff Bradley
 4 Sostack. I have personal knowledge of the facts set forth herein, and if called as a witness, would
 5 testify competently thereto.

6 2. Pursuant to Northern District of California Civil Local Rule 6-2(a), I make this
 7 declaration in support of the “Stipulation and [Proposed] Order to Extend Time of Motion for
 8 Relief for Christian Larsen.”

9 3. On April 28, 2022, the Court issued an order requiring that Defendants Ripple Labs
 10 Inc, XRP II, LLC, and Bradley Garlinghouse (collectively, “Defendants”) produce “all documents
 11 and written discovery produced in *Securities and Exchange Commission v. Ripple Labs, Inc.*, 20
 12 Civ. 10832 (AT), S.D.N.Y) (the “SEC Action”).” Dkt. 167 (the “Order”).

13 4. Also pursuant to this Order: “Within seven (7) days of the issuance of this order,
 14 Plaintiff must provide notice to all third parties who have not consented to production pursuant to
 15 section 9 of the protective order in this action and paragraph 23 of the protective order in the SEC
 16 Action, along with a copy of this order. Any third party who does not consent to production must
 17 notify both Plaintiff and Defendants of their intent to object within fourteen (14) days of receipt
 18 of such notice, and must file any motion for relief from this Court within twenty-one (21) days of
 19 receipt of such notice. Prior to the filing of any request for relief from this Court, the moving third
 20 party must meet and confer with Plaintiff in good faith.” *Id.*

21 5. Plaintiff provided notice to third-party Christian Larsen on May 4, 2022. Mr. Larsen
 22 provided his notice of intent to object on May 18, 2022. Pursuant to the Order, any motion for
 23 relief from Mr. Larsen is due on May 25, 2022.

24 6. Plaintiff and Mr. Larsen had telephonic meet and confers on May 12, 2022 and May
 25, 2022, and have also met and conferred over email.

26 7. Plaintiff believes that additional meeting and conferring may obviate or limit the
 27 need for relief from the Order. Based on communications with Mr. Larsen’s counsel, Plaintiff
 28

understands that Mr. Larsen also believes that additional time for meeting and conferring is warranted.

8. The parties therefore stipulated to an extension of the time for Mr. Larsen to file a motion for relief from May 25, 2022 to June 24, 2022, and request a Court order entering the stipulation pursuant to Local Rule 6-2.

9. Pursuant to Local Rule 6-2(a)(2), Plaintiff and Defendants have previously requested one modification to the case schedule since the Court issued its Pretrial Order (Dkt. 125), which was granted as modified by the Court. *See* Dkts. 157–158. Mr. Larsen has not previously requested a time modification.

10. The extension requested by the parties will not affect the case schedule.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 23rd day of May, 2022, at Los Angeles, California.

/s/ Nicholas N. Spear
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